

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT WINCHESTER

UNITED STATES OF AMERICA)	
)	Case No. 4:13-cr-18
vs.)	
)	JUDGE MATTICE
CASEY WAYNE McCOY)	

MEMORANDUM AND ORDER

CASEY WAYNE McCOY (“Defendant”) came before the Court for an initial appearance on February 5, 2016, in accordance with Rule 32.1 of the Federal Rules of Criminal Procedure on the Petition for Action on Conditions of Pretrial Release (“Petition”).

After being sworn in due form of law, Defendant was informed of his privilege against self-incrimination under the 5th Amendment to the United States Constitution, as well as his right to counsel under the 6th Amendment to the Constitution.

The Court determined Defendant wished to be represented by an attorney and that he qualified for the appointment of an attorney to represent him at government expense. Consequently, the Court APPOINTED Gianna Maio of Federal Defender Services of Eastern Tennessee, Inc. to represent Defendant.

Defendant was furnished with a copy of the Petition, and had an opportunity to review those documents with his attorney. The Court determined that Defendant was able to understand the documents with the assistance of his counsel.

Defendant asked for time to prepare for his preliminary hearing and detention hearing. The Court set the preliminary hearing and detention hearing for Tuesday, February 9, 2016, then rescheduled for Wednesday, February 10, 2016.

At the February 10, 2016, hearings, the Government moved Defendant be detained pending a hearing to determine whether his term of supervision should be revoked. The Defendant waived his right to a preliminary hearing and detention hearing reserving the right to request a detention hearing at a later date upon motion of Defendant.

Based upon the Petition and Defendant’s waiver of preliminary hearing and detention hearing, the undersigned finds there is probable cause to believe that Defendant has committed violations of his conditions of supervised release as alleged in the Petition, and that Defendant presents a flight risk and a danger to other persons and the general

community.

It is, therefore, ORDERED that:

1. Defendant shall appear in a revocation hearing before U.S. District Judge Harry S. Mattice on **Monday, March 7, 2016, at 2:00 pm.**
2. The motion of the Government that Defendant be DETAINED WITHOUT BAIL pending his revocation hearing before Judge Mattice is GRANTED.
3. The U.S. Marshal shall transport Defendant to the revocation hearing before Judge Mattice at the aforementioned date and time.

ENTER.

s/Christopher H. Steger
UNITED STATES MAGISTRATE JUDGE